

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

03 CV 12649 MLW

FILED  
IN CLERKS OFFICE

2004 JUN -2 P 4: 18

REPUBLIC RESTAURANT, INC., )

Plaintiff, )

-against- )

HYDAN WASHINGTON STREET, INC., d/b/a )

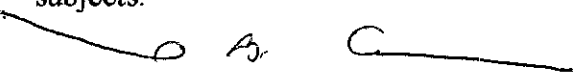
PHO REPUBLIQUE and JACK H. BARDY, )

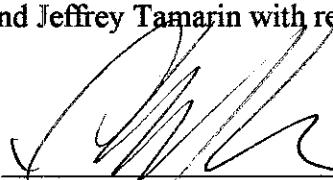
Defendants. )

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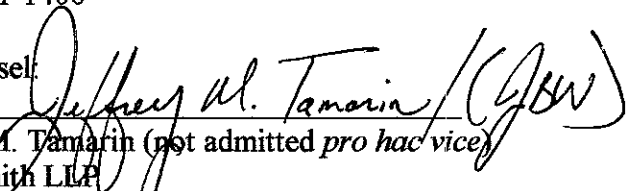
**PLAINTIFF'S LOCAL RULE 16.1(D)(3) CERTIFICATION**

Plaintiff Republic Restaurant, Inc., pursuant to Local Rule 16.1(d)(3), hereby certifies and affirms that the undersigned have conferred (a) with a view to establishing a budget for the cost of conducting the full course of the litigation; (b) to consider the resolution of the litigation through the use of alternative dispute resolution; and (c) with respect to the settlement proposals exchanged by plaintiff's counsel and defendants' counsel on March 10, 2004. Plaintiff Republic Restaurant, Inc. has given instructions and authority to Frank Lynch and Jeffrey Tamarin with respect to each of these subjects.

  
\_\_\_\_\_  
Michael B. Callahan  
Secretary Treasurer  
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37 Union Square West  
New York, NY 10003

  
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